

Express # ER 544453635 US
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February 6, 2004

Joseph A. Lipovsky

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Date of Signature

PTO/SB/05 (08-00)

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02570
U.S.PTO

020604

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- Applicant claims small entity status.
See 37 CFR 1.27. 2.
- Specification [Total Pages 33]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
- Drawing(s) (35 U.S.C. 113) [Total Sheets ____]
- Oath or Declaration [Total Pages 1]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 17 completed)
 - i. DELETION OF INVENTOR(S) /
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- Application Data Sheet. See 37 CFR 1.76

Attorney Docket	0180.03
First Inventor	Joel A. Bader
Title	An Adhesion Deficient Isolate of <i>Flavobacterium Columnare</i> Against <i>Columnaris</i> Disease
Express Mail Label	ER 54453635 US

APPLICATION ELEMENTS
ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
Alexandria, VA 22313-1450

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney
11. English Translation Document (if applicable)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. Request & Certification Under 35 USC 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) Divisinal Continuation-in-part (CIP) of prior application No. _____

Prior application information: Examiner: _____ Group/Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label

25712

Name (Print/Type)	Joseph A. Lipovsky	Registration No. (Attorney/Agent)	34,526
Signature	<u>Joseph A. Lipovsky</u>	Date	<u>Feb 6, 2004</u>

(Burden Hour Statement: This form is estimated to take 0.2 hours to complete. The will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.)

322782 U.S.PTO
10/774248

020604

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)		First Named Inventor Joel A. Bader
Title	An Adhesion Deficient Isolate of <i>Flavobacterium Columnare</i> Against Columnaris Disease	
Attorney Docket Number		0180.03

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Feb 6, 2004

Date

Joseph A. Lipovsky

Signature

309/681-6514

Telephone number

JOSEPH A. LIPOVSKY

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

FEE TRANSMITTAL

FY2004

Total Amount of Payment **\$ 810.00**

Complete If Known:

Application Number:

Filing Date:

First Named Inventor: Joel A. Bader

Examiner Name:

Art Unit:

Attorney Docket Number: 0180.03

Method of Payment

1. The Commissioner is hereby authorized to charge any fees set forth in CFR §§ 1.116 to 1.118 to the Deposit Account listed below for the entire pendency of the application, or credit any overpayment to this account. A duplicate copy of this sheet is enclosed:

Deposit Account Number: **50-2132**

Deposit Account Name: **USDA-ARS-OTT**

Fee Calculation:

1. Basic Filing Fee

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	770.00	Utility Filing Fee	770.00
1002	340.00	Design Filing Fee	
1003	530.00	Plant Filing Fee	
1004	770.00	Reissue Filing Fee	
1005	160.00	Provisional Filing Fee	
SUBTOTAL (1)			\$ 770.00

2. Extra Claim Fees

Total Claims	Independent Claims	Multiple Claims	Extra Claims	Fee From Below	Fee Paid
9	-20**	-	X	18.00	= -
1	-3**	-	X	86.00	= -
SUBTOTAL (2) \$					

** or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Fee Description
1202	18.00	Claims in excess of 20
1201	86.00	Independent claims in excess of 3
1203	290.00	Multiple dependent claims, if not paid
1204	86.00 **	Reissue independent claims over original patent
1205	18.00 **	Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) \$		

FEE CALCULATION (Continued)

3. Additional Fees

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130.00	Surcharge - late filing fee or oath	
1052	50.00	Surcharge - late provisional filing fee or cover sheet	
1053	130.00	Non-English specification	
1812	2,520.00	For filing a request for examination	
1804	920.00*	Requesting publication of SIR prior to Examiner action	
1805	1,840.00*	Requesting publication of SIR after Examiner action	
1251	110.00	Extension for reply within first month	
1252	420.00	Extension for reply within second month	
1253	950.00	Extension for reply within third month	
1254	1,480.00	Extension for reply within fourth month	
1255	2,010.00	Extension for reply within fifth month	
1401	330.00	Notice of Appeal	
1402	330.00	Filing a brief in support of an appeal	
1403	290.00	Request an oral hearing	
1451	1,510.00	Petition to institute a public use proceeding	
1452	110.00	Petition to revive - unavoidable	
1453	1,330.00	Petition to revive - unintentional	
1501	1,330.00	Utility issue fee (or reissue)	
1502	480.00	Design issue fee	
1503	640.00	Plant issue fee	
1460	130.00	Petitions to the Commissioner	
1807	50.00	Petitions related to provisional appl.	
1806	180.00	Submission of Info. Disclosure Stmt	
8021	40.00	Recording each patent assignment per property (times number of properties)	\$ 40.00
1809	770.00	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770.00	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770.00	Request for Continued Examination (RCE)	
1802	900.00	Request for expedited examination of a design application	

Other Fee (specify) _____

* Reduced by Basic Filing Paid

SUBTOTAL (3)

\$ 40.00

Submitted By					
Name (Print/Type)	JOSEPH A. LIPOVSKY	Registration No. (Attorney/Agent)	34,526	Telephone	309/681-6514 309/681-6688 FAX
Signature	<i>Joseph A. Lipovsky</i>			Date	<i>Feb 06, 2004</i>

Fees current as of 01/01/2003

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Feb 06, 2004

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